



PATENT  
Customer Number 22,852  
Attorney Docket No. 04853-0048-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Mail Stop Patent Application**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Prior Application Art Unit: 1652    Prior Application Examiner: Kathleen M. Kerr

SIR: This is a request for filing a

☒ Continuation    ☐ Continuation-in-Part    ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/697,186 filed October 27, 2000 of Sigeyuki YOKOYAMA et al for MUTANT KANAMYCIN NUCLEOTIDYLTRANSFERASE FROM S. AUREUS

1.    ☒    Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/697,186 as originally filed on October 27, 2000, which is incorporated herein by reference.
2.    ☐    Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.
3.    ☐    Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4.    ☒    A Preliminary Amendment is enclosed.
5.    ☒    The filing fee is calculated on the basis of the claims existing in the prior application as amended in the Preliminary Amendment filed herewith.

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Basic Application Filing Fee					\$770	\$ 770.00
	Number of Claims		Basic	Extra Claims		
Total Claims	18	-	20		x \$18	
Independent Claims	4	-	3	1	x \$86	86.00
<input checked="" type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$290	290.00
Subtotal						\$ 1,146.00
Reduction by 1/2 if small entity						- 0.00
TOTAL APPLICATION FILING FEE						\$ 1,146.00

6. ☒ A check in the amount of \$1,146.00 to cover the filing fee is enclosed.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ☐ New acceptable drawings are enclosed.
9. ☒ The prior application is assigned of record to: RIKEN at reel 011573 and frame 0014.
10. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg.

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11. ☒ The power appears in the original declaration of the prior application.
12. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
13. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
14. ☐ Recognize as associate attorney \_\_\_\_\_

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15. ☐ Also enclosed is \_\_\_\_\_

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/697,186, filed October 27, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 24, 2003

By: Rebecca M. McNeill  
for: Jean B. Fordis Reg. No.  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Sigeyuki YOKOYAMA *et al.* ) Group Art Unit: Unassigned  
 ) Prior Group Art Unit: 1652  
 )  
Application No.: Unassigned ) Examiner: Unassigned  
Continuation of Application No.: 09/697,186 ) Prior Examiner: Kathleen M. Kerr  
 )  
Filed: **Concurrently** )  
 )  
For: A MUTANT KANAMYCIN )  
NUCLEOTIDYLTRANSFERASE )  
AND A METHOD OF SCREENING )  
THERMOPHILIC BACTERIA USING )  
THE SAME )

Commissioner for Patents  
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Sir:

**SUBMISSION OF REPLACEMENT DRAWINGS**

Subject to the approval of the Examiner, please replace Figure 1 in the /  
above-identified application with the two sheets of drawings filed herewith (Figures 1A-  
1C). If the replacement drawings for any reason are not in full compliance with the  
pertinent statutes and regulations, please so advise the undersigned.

If any fees are necessary for the submission of these formal drawings, please  
charge our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 24, 2003

By: Rebecca McNeill  
for: Jean B. Fordis Reg. No.  
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